

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

PATRICIA MCNULTY
Plaintiff,

-vs-

THE MIDDLE EAST FORUM,
DANIEL PIPES (*individually*),
GREGG ROMAN (*individually*), and
MATTHEW BENNETT (*individually*)

Defendants.

:
: CIVIL ACTION NO. 2:19-cv-05029-AB
:
:
:
: PLAINTIFF’S MOTION IN OPPOSITION
: TO DEFENDANT, GREG ROMAN’S
: MOTION TO HAVE REQUESTS FOR
: ADMISSIONS DEEMED ADMITTED
:
:

**PLAINTIFF’S MOTION UNDER FEDERAL RULE 36(b) FOR
LEAVE TO WITHDRAW ADMISSIONS DEEMED ADMITTED SO
THAT PLAINTIFF’S CASE CAN FAIRLY BE DECIDED ON ITS MERITS**

Plaintiff, Patricia McNulty (“Plaintiff”) hereby moves the Court under Federal Rules of Civil Procedure 36(b) for leave to withdraw any admissions deemed admitted connected with Defendant, Greg Roman’s Requests for Admissions. To the extent the Court finds Defendant, Greg Roman’s Request for Admissions are to be deemed admitted, Plaintiff has revoked consent by responding to Defendant, Greg Roman’s Request for Admissions in less than one (1) day of first reviewing the same. Plaintiff, Patricia McNulty revoked consent and responded to Defendant, Greg Roman’s Request for Admissions. Moreover, deeming Defendant, Greg Roman’s Requests for Admissions, admitted, belies Plaintiff’s civil action complaint, Plaintiff’s written Responses to Defendants Interrogatories, and all testimony offered by Plaintiff, Patricia McNulty during multiple depositions and the trial of Marnie O’Brien. Defendant, Greg Roman’s motion to have his Request for Admissions deemed admitted is a last ditch effort to avoid a trial on the merits through a legal technicality that would subvert the Federal Rules of Civil Procedure and decades of well established caselaw confirming that cases

should fairly be decided on their merits. For these reasons Plaintiff requests the Court grant her Motion under Federal Rule 36(b) so that Plaintiff's case can fairly be decided on its merits.

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DATED: August 18, 2021

CERTIFICATE OF SERVICE

I hereby certify that on this date that I caused a true and correct copy of Plaintiff's Motion and Memorandum of Law and Fact to be served via ECF:

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